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TRANSMITTAL FORM

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Total Number of Pages in this Submission: 5

Application No.	10/508,873
Filing Date	December 6, 2004
First Named Inventor	Warenius et al.
Group Art Unit	1642
Examiner Name	Pham, Audrey S.
Attorney Docket No.	376956-002US (368521)

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavit/Declaration(s) <input checked="" type="checkbox"/> Extension of Time Request - Two Month <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement (IDS) <input type="checkbox"/> Substitute PTO Form 1449 <input type="checkbox"/> Cited References <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts Notice/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input checked="" type="checkbox"/> Combined Revocation and Power of Attorney and Statement Under 37 C.F.R. §3.73(b) <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After-Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (<i>Appeal Notice, Brief, Reply Brief</i>) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s): <input checked="" type="checkbox"/> Return Receipt Postcard
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Remarks:
Please address all correspondence to Customer Number 37509

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Signature		Date	June 29, 2006
Name	Ann M. Caviani Pease	Reg. No.	42,067
		Telephone	650.813.4800
Address	P.O. Box 10004, Palo Alto, CA 94303	Facsimile	650.813.4848



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Warenus et al.	Docket No: 376956-002US (368521)
Serial No.: 10/508,873	Confirmation No.: 1109
Filed: December, 2004	Group Art Unit: 1642
For: TREATING CANCER	Examiner: Pham, Audrey S.

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO REQUIREMENT FOR RESTRICTION UNDER 37 CFR § 1.142

Sir:

In connection with the Requirement for Requirement mailed March 29, 2006 in the above-captioned application, Applicants elect to prosecute, without traverse, the claims of Group I, Claims 1-8.

In connection with the election of species, Applicants elect the following:

factor: master regulatory gene product which regulates the levels of other gene products involved in cell cycle and apoptosis pathways;

agent: an agent capable of altering the ratio of the CDK1 and CDK4 gene product in a cancer cell; and

critical normal gene product: human CDK4.

Claims 1-5 and 7-8 read on a method including all of the elected species.

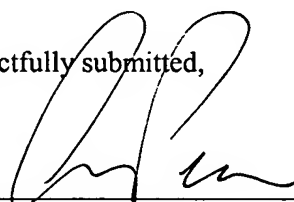
Applicants understand their elections of species are being made solely to facilitate examination, and that they are entitled to consideration of additional species upon allowance of a generic claim.

Conclusion

Claims 1-8 are believed to satisfy all of the criteria for patentability and are believed to be in condition for allowance. An early indication of the same is therefore kindly requested.

No fees are believed due in connection with this Response beyond the extension fees specified in the Request for Extension of Time being mailed concurrently herewith. However, the Patent Office is authorized to charge any fees that may be required, or credit any overpayments, to Deposit Account No. 50-2778 (Order No. 376956-002US (368521)).

Respectfully submitted,



Ann M. Caviani Pease
Reg. No. 42,067

Dated: June 29, 2006

DECHERT LLP
Customer No. 37509
Telephone: 650.813.4800
Facsimile: 650.813.4848